AGENCIES. rancisco-MYRON ANGEL, 432 Montgom St. -Room No. 11, Sole Agent for RECORD District, Utah -J. A SCHMIDT & CO. Bamilton-T. STARR, Russell's Bookstore

A GEDLING, News Dealer in Goodrich's aloos, is our Agent in Bulhonville, and is authorized to receive subscriptions for the Rzcond and receipt for the same.

Virginia City JAS, McDonalD.

Burchs -F. LOEWY & CO.

#### THE ACQUITTAL OF COURTNEY.

After a part of Sunday's edition had been worked off, we were informed that the jury in the case of The State vs. Morgan Courtney had agreed upon a verdict. We stopped the press and repaired to the Court House, Necessarily there was some delay, as Court had adjourned for the day, and the Judge, the Sheriff, the Clerk, the District Attorney and counsel for the detendant had to be called from their respective lodgings. At 1:35 a. m. Judge Futter took his seat upon the bench, the jury was called. the verdict recorded. It was then read, after which Courtney was discharged. Before he could leave the Court room, he was arrested by Sheriff Kane on war

rant from Storey county, and immediately locked up in his ceit. As the foregoing brist notice was in serted after our paper had been nearly all worked off, and was only printed in the gopies circulated in the city, we republish it, together with other facts connected with the case. The affray which resulted in the death of James Sullivan and the arrest of Morgan Courtney oc curred between 5 and 6 o'clock p. m. on Saturday, June 8, in front of Cancey's saloon, Main street, Proche. The account of the affair, as given in the KECOMI of the following morning, was not embellished in such manner as to create popular feeling either for or against the second. The account was to the effect that Courtney was asked by Sullivan to drink, but declined, when Sullivan said be had not asked him to drink, and Courtney said he had. Sallivan repeated his statement, and Courtney saying, " Weff, that's enough," or something to that effect, drank at the bar and left the scloon. After five or ten minutes had elapsed, Sullivan went to the door, where he found Courtney, and, according to Courtney's version of the affair, Sumvan approached him and proposed to give or seil him an interest in the American Fin. mine, or something of the kind, but h (Courtney) declined to have anything to do with it. whereupon Sullivan made . motion as it to draw a knife, at the samtime saying, "You d-d s-n of a b-n. I'll kill you yet." Courtney sided of from Sullivan two or three steps, drew bis pistol, and said: "Take that back or I'll kill you;" to which Sallivan replied that he would take nothing buck. Courtney, who by this time had sopaaated 25 or 30 feet from Sudivan, fire the fatal shot. This is in substance to account of the affray as sublished on the 9th of June last. '11 a rest of Courtney, the verdict of the Coroner's jury, the commitment to await the action of the Grand Jury, the ineffectual effort o able and skillful counsel to have the accused admitted to bail, and his indictment by the Grand Jury, followed each other in rapid succession, conveying to a mind unschooled in American jurispredence strong impressions (amounting almost to conviction) that some crimhad been committed; but presto change! when a jury was obtained, the evidence gone through with, and the so emn charge of the Court given to the jury, they retired, and after six or seven hours deliberation returned a verdet of not guilty! We cannot undertake to say that the verdict of the Coroner's jury was an error, or that the Justice of the Peace who ordered Courtney to stand committed until the case could be inquired into by the Grand Jury did n't know what he was about, or that the District Judge failed to comprehend the merits of the case when he denied the application to admit the defendant to bail; nor will we say that the Grand Jury acted hastily or unadvisedly in fin ling a time bill of indictment for murder. The action of the Coroner's jury, the committing magis trate, the District Judge and the Grand Jury-all-acting under the sanctity and solumnity of an oath-pointed to the fact that a crime-the highest crime known to the law-the sin unpardonable in the sight of God-had been commite ted; yet, strange as it would appear to any one but an American, a jury of intelligent and disinterested citizens after a patient investigation of the affair, accompanied by elaborate arguments for and sgainst the accused, deliberate six or seven hours over the case, and then reach the conclusion that no crime had been committed! in effect that the Coroper's jury were a set of asses for not declaring that the killing of Sallivan was

ting magistrate erred in compelling

Courtney to await the action of the

should have admitted him to bail, in-

stead of consiguing an innocent man to

a felon's cell; and that the Grand Jury

were entirely wrong in finding an indiet-

meet. One of two conclusions is irre-

in taking the life of Sullivan, or he com-

Grand Jury; that the District Judge

mitted a crime of gr ater or less magniude. Now we maintain that there must be something wrong in the administration of law when five diff rent tribunals xumine into a case, an I four of the five reach one conclusion and the fifth finds a verdict exactly contrary to that of the other four. If Courtney was innocent, why was not justification pleaded before the Coroner's jury? and why was not his innocence established before the committ ng magistrate? and why were not all the facts brought before the District Judge that this innocent man should have been admitted to bail? and why was not evidence brought before the Grand Jury to frustrate the attempts of the proscettion and prevent an indictment? If Courtney committed no crime,-and the jury on their oaths say he did not, -why was he subjected to a cruel incarceration for fifteen weeks? If anybody knew facts which would exculonte Courtney, why were such tacts withheld during the various stages of the case, leaving an innocent man in breathess suspense for so many weeks, causing divers and sun lry citiz us to forsake heir usual avocations to sit as grand and petit jurors, subjecting the county to expense of guarding and maintaining the accused and himself to the expruse of feeing counsel for his defense? Evilently, there is something wrong in the way justice is administered. But where is the rem do? We pause.

#### COURTNEY'S ARREST.

The Review takes Speriff Kane to task in refer uce to the arrest of Courtney, and with a sad commentory upon the Review's knowledge of law, expressed the belief that the Sheriff should have neld Courtney here and awaited the process of imbous corpus proposed by counsel, and also refers to the presence of Justice Garber of the Supreme Court as affording a fair opportunity to tost the validity of the Storey county requisition. Without justification he pronounces the Sheriff's conduct a "Lasty and som, what andernanded proceeding." The facts are that Sheriff Kane could not execute the warrant from Stor y county while Courtney was held under a warrant ssued in this county, but as soon as Courtn y was discharged here, the arrest was made. Courtn y was arrested about 2 s. M , on Sunday, and it was not or some sixt on hours after that he was taken away. The privileges of the writ of habeas corpus were not withheld from Courtley. His frien is kn w that a Justce of the Supreme Cart was h re, as well as District Judge Fuller, and f tuere sas any informality in the Storey county r quisiti n the friends of Courtney ought to mave had him brought b fore the p opr magistrate and his discharge produced. in t ad of Sh raff Kane being "masty and indernanded," Courtney's frients were all tory and failed to maintain any ights they may have had. We say this much in beant of an officer who is institiously censured for the prompt erformance of his duty.

### AN EYE OPENER.

Complaints of tardy mail arrivals are o be expected occasionally; but there is such a thing as overdoing it. Here is a complaint from a p-rfectly responsible party in San Francisco, who writes to Mr. P. Holland, under date of 18th inst.,

Why do not I there and papers g through as quick as pass neers? Your letter of the 9th I received to-be, but a gentleman called here who left Prochon the 10th (Tuesday) and arrived her a. Friday evening, the 13th. The has accord is dated the 8th, so it seems papers and letters go a --- of around-about way to get here or lay over somewhere. See if you can't straighten out the line. Just a mention of it in the R: corp will let the expressmen and postmasters know that you are particular, and things will go through.

The American Public H alta Association, composed of nedical and scientific gentlemen from various parts of the country, has been formed in New Yor . Dr Stephen Smith is President, and Dr. Harris Se retary. The members are all well known laborers in the field of santtary improvement.

REPUBLICAN STATE CONVENTION .- This body meets at Reno to morrow for the nomination of three Presedential Electors, Congressman, Justice of the Sapr me Court and State Printer. Alternate Electors and a State Central Committee will also be named by the Convention.

A cable disputen announce a the death of Charles XV, of Sweden. He was a gran ison of Bernadotte, one of Napo-I-on's Marshals, and was bern in 1829, an I has occupied the throne since the death of his father, King Osesr.

No DISPATCHES .- Owing to some derangement of the Des r t Telegraph yesterlay and last night our usual dispatches failed to reach us.

For SAN PRANCISCO. - Rob rt Fulks, of a justifiable homicide; that the comm t-Fulks & McA'pon, I aves by this morning's stage for San Francisco, via Hamiiton. We wish him a pleasant journey and spedy return.

> In Penusyivania the Straight Demo cracy will nominate a separate electoral ticket at Pittsburg to-day.

Hon. Martin Maginnis, Delegate elect sistible: Courtney was either justifiable from Montana to Congress, was in Salt Lake City on the 20th.

The Territorial Enterprise says: The Greeley statisticans have been employed of late in figuring up the exact precitage of change of votes from Grant in 1868 to Greeley in 1872 to make the election of the latter. The New York Times demonstrates that their whole calculations are made on a wrong whole calculations are made on a wrong basis. For instance, they take the total vote of 1808, which was 5,716 783, out of which Grant had a majority of only 309,538, which was 5,42 p-r cent, of the whole. Now, they say change only 154,794 from one side to the other and you have the chart from the side to the other and you elect Greeky.

The Enterprise argues that, as the States which voted for Seymour in 1868 gave him an aggregate majority of 204,-410, and, deducting them, Grant's majorities in the remaining States was 513,998, it would require 256,999 votes to be changed from Grant to Greeky. equally distributed in those States, to detest the former. Now let us see how far wrong the Enterprise is, assuming that Greeley carries the States which went for Symour in 1868. For this purpose observe the vote of the Seymour States in 1868 and what they will cast

tins year:	THE PROPERTY OF THE PARTY.	10 M
States.	Liectors, '68.	Electors, "
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The States voting for Seymour in 1863 this year will cast 80 votes, and conceding them to Greeley, he would be 101 votes short of a majority. Now we undertake to say and to prove that much less than 256,999 vot s changed from Grant to Greeiey will elect the latt r. We leave out of consideration those States conceded to Grant. Take the tonowing States which voted for Grant in 1865, and see how many of the popufar vote will have to be won from Grant

to Greeicy	to elect th	z latter	9
States.	Electors.	Rep.	Necessary to be changed
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	1.4		67.14

The States of Mississippi, Texas and Virginia are not taken into account, athough it is believed that the eight votes of T xas will be east for Greeley. We do not claim the election of Greel y by any means certain, but have proqueed the toregoing facts and figures to show that the Enterprise is as far wrong a: it seeks to show that the Greeley statisticans are. No more-no less.

JUDGE SEAWELL. - The Virginia Chronic e just before the meeting of the Libera and Democratic Convention, referring to the Supreme Ju igeship, had this to say of Judge Seawell: Among the candidates to come before

the convention we are not certain that outge's awell will be numbered. He is not only the most popular, but perhaps be abost of the inree named. Judge S a ell njoys a v ry envisble reputation and as a citizen of spotless private

Nor Much .- The Review attempts a little factor over the fact that the name of our paper has been changed from the ELY RECORD to the PIOCHE DAILY PACE OED. No "ghost" was given up by us except the ghost of a former partner, who came near being more disastrons to our interests in the Ricord than the great fire of S. ptember 16, 1871.

George Francis Train was among the passengers leaving New York for Europ on the 7th inst. His farew II remark was that he withdraws this year from his canditacy for the Presid ney. He thinks, further, that when a politicism of his caliber is expelled from a Convention of mere spectr's and hirelings, like that at Louisville, it is time to emigrate for a

A Chicago editor says: "Somebody having applied to an editor for a method by which he might cure his daughter of her partiality for young gentlemen, is kindly informed that there are several methods of reform. The best are to put heri, a well and drop a few loads of gravei on her head, or to bind her anales to an anvil and upset her out of a boat."

We had the pleasure yesterday of meeting Mr. J. C. Clark, a well known

The Terriforial Enterprise of the 1: th has the following: The skeleton of a woman-su, pos d to be that of a whitewoman-was yesterday found on the hill above shaft No. 4 of the Sutro Tunnel. Near the hones were found portions of a hoop d skirt and a few pieces of calico and line u. The skull is now to be s.en in the Company's office at shaft No. 4. All who have expuined it say it is the skull of a white woman, as it is much thinner than would be the skull of

The post office name of " Central C.tv." Lattle Cottenwood, has been changed to "Aita," by order of the postal d partment at Washington.

an Indian woman.

#### Mem Advertisements.

# Notice to Creditors.

Estate of James McHune, Daceased.

NOTICE IS HEREBY GIVEN, BY THE UN-NOTICE IS HERRIBY GIVEN, BY THE CAdering and Administrator of the estate of
smars M. Kaine, decensed, to the ere did ris amimit persons having chains against the said decessed, to exhibit them with the necessary
vactors, within ten mentils after the instepanleation of this notice, to the said Administrator,
at his residence on Centra sirect, Provinc, Lincoin County, State of Newdal.

LAURINGE SCANIAN,
Administrator of the estate of sames Menune,
necessed.

Floral Springs Water Company—Location of works, Provide District, Limous County, Nevada.—Notice is hereby given that the annual meeting of the stackholders of in mayor amount Company will be held at the office of the Company, Rosan No. 1, Express multives, methods to control California and Montagonery streets San Francisco, California on Tainspay the list may or October, include 2 wholes p. 65 of that day, for the election of Tradense or the cassing year, and for the trausaction of surface of the other business as may properly cause is deferring meeting.

E. Morado IN. S. r. tary.

San Francisco, September 19, 1872.—84 til

ď	Bowery Consolidated Mill & Milling
	Company. Location of teles and Action tree
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1	21 Hayward's Buttoning, No. 17 than this still the
i	San Francisco, California

San Francisco, Universe.

Any stors upon which and the grants all remains a fine in the 24-th day of October, 1872, and the meaned of the first state in the said because of the first state in the said because of the said on 12 stay in 12 the first state in 1872, to pay the distributions man it by said on 12 stay in 12 the first state in 1872, to pay the distributions man it by the wife cools of a restriction of the 12 stay of 12 the said in 1872, to pay the distributions of the 1872 of the first state of the said in 1872 of the said in 1872

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Notice of Dissolution

THE FIRM OF DURKEE & GOODSPEED.

Jeweleys and Watchmakers, is dissolved by murant consent. F. D. Purkee will carry on the business, by will perforable plansifies and collect all our facing debts.

C. GOODSPEED.

Bioche, N.v., Sept. 13th, 1871. sel5-im

Nevadan, who has come here to superintend the shipping of a n-w 20-stamp mil, from the Risdon Iron Works, of S'an Francisco, to the Foral Mill and Mining Company, Proche. The mill will be randing about the 1st of December. and will be a custom milt, a conveni-Piochs. Mr. Clark speaks very highly of the increasing prospects of Ely D strict. -[Utah Mining Journal.

The Merrimack Journal gives this as a specimen of the "coming obinary:" Ded, in the thirty-fifth year of h.s age, John Smith, husband of Hon, Jane Smath, at her residence in Franklin, as six o'clock. Mr Smath was a meek and quist husband, beloved for the graces of a cultivated nature. He excelled in the domestic virtues; as a cook he was enrpos d by few, as a nurse he was equaled by none."

The English national anthem, "God save the King," was composed up in the occasion of the escape of Jamse I, from the guap swder Plot. The author was born in Somersetshire in 1563, and died abroad, at Anvers, March 12, 1628. Ha was named John Bull, and so great was the p pularity of the ode, that his name has become the nickname gloried in by 1859.

# S. ASHIM & BRO.

PIOCHE,

DUREKA

1872

Pioneer Low Priced Store of Eastern Nevada.

Wholesale and Retail

# GENERAL MERCHANDISE CLOTHING.

GROCERIES. PROVISIONS.

Cheap. Cash.

# CHEAPER !!

Cash. Cheapest.

Blasting Powder, Fuse. Candles, Steel,

Sledges, Picks.

MINING OUT-FITS A SPECIALTY. Largest Stocks,

Lowest Prices.

S. ASHIM & BRO.'S. Main Street, Opposite Lacour St. Pioche, Nevada.

GILMER & SALISBURY'S

HALF-DAILY STAGE AND EXPRESS LINE From Pioche City to Hamilton,

Carrying Wells, Fargo & Co.'s Express,

U. S. Southern Daily Mail & Express Line

# SALT LAKE CITY & PIOCHE CITY

Stages leave every day for Salt Lake and every other day for Hamilton. B. F. SIDES. Agent.

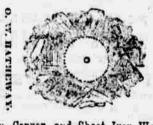
Fastern Novada South of Elko District.

TADY for BUSINESS THE STATE BANK OF NEVADA W. N. GRANGER, Register. E. P. SINE, Receiver.

SINE & GRANGER, Minuses and Conselors at Lan WHAL PRACTICE IN ALL Courts of the State TUTGES SEARCHED, ABSTRACTS PRE-

NEW HARDWARE STORE

# TINSHOP



Pin, Copper and Sheet Iron Worker TAS OPENED THE ABOVE STORE AND Shop, on sea w Valley street, one door the Theatre, Proche, Nevada, where will be found a

Good Stock of Builders' Hardware, Such as Locks, Butts, Screws, Nails, etc., also a line assortment of lighter goods.

Also Samil Cooking Stoves, just the thing for rabins -very chang.

A good stack of Linware on hand and made to order on short notice.

All kinds of Jobbing Work promptly attended to an warranted to give satisfaction. TERMS MODERATE. GIVE ME A CALL.

LOST.

DURING THE LAST FIRE MR. HIGGINS D bost a fine shot gun from his house. He prizes the gun very highly it being an old keepsale. A riberal reward will be paid to any one returning it.

Harrison & Brother, Main street, Pioche.

Furniture and Bedding, Chamber Suits, Marble-tep Sideboards, Bureaus, Wash Stamts, Bedsteats, Cettage Hed-steads, a large assortment of



#### Notice.

A LL PERSONS ARE HEREBY CAUTIONED A LL PERSONS ARE HEREBY CAUTIONED
And to purchase a examin lot, opposite
James Creman's stone sore, on M in street, 40x
lod, as the same was jumped by J Harris and
R. Nicconor, and suit will be commenced for
ejectment.

ELIA CHIFLOVICH,
Grautes of M. Nicolich,
Picche, Nevada, June 34, 1872.

## THE PIOCHE PHONIX MINING COMPANY.

THE PIOCHE PUCENTS MINING COMPANY is shout being incorporated under the laws of the Saite of California, and in order to give the residents of Floche an oppartunity to take stock, subscriptions will be received at

FOR A LIMITED NUMBER OF SHARES.

THE Subscription List Will be opened at the BANK on

Monday, August 26th. M. MEEHAN

ANATOMICAL BOOT MAKER. MEADOW VALLEY STREET, TWO DOORS ABOVE THE NEW THEATRE

HAS JUST RETURNED WITH A manimeth stock of Boots and Shoes, consisting of .... AND ....

GAITERS OF ALL DESCRIPTIONS. ... ALSO THE .... Oelebrated Philadelphia Benkert Boots,

All of which will be sold at reasonable rates.
Call and examine the stock before purchasing elsewhere and select the best goods,
myl-tf M. MEEHAN. MORRIS COHN.

Main street, one door below Kasten's Browery, PIOCHE, NEVADA,

Has the Largest Stock in Pieche!

CENTINE HAVANA CIGARS,

Comprising all the favorite brands AN IMMENSE ASSORTMENT OF

Domestic Cigars!

CHEWING AND SMOKING

TOBACCO.

Rodger's and Wostenholm's CUTLERY.

Stationery, Fancy Goods, Yankee Notions, Etc.
All of which is offered for eale at the Lower party.

House and Lot For Sale. TOUSE OF THREE ROOMS, WITH BASE-ment, and Lot 252100 feet, aliente on Codar street, about 100 feet west of the Episoo-pal Church. For particulars, apply at the LLY RECORD OFFICE.